

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Prisons Department – N.H.R.C – Case No.586/1/11/2008-2009-AD /OC- Death of Remand Prisoner Chukka Bala Anthony, S/o Ranganna died on 7.10.2008 on the way from Central Prison, Kadapa to RIMS Hospital, Kadapa- Investigation by State CID-Orders Issued.

HOME (PRISONS-HRC) DEPARTMENT

G.O.Ms.No. 195

Dated: 28-07-2011.

Read the following:-

1. From the Assistant Registrar (Law) NHRC, New Delhi, Letter No. 586/1/11/2008-2009-AD /OC, dated 21-04-2011
2. From the Director General and Inspector General of Prisons & Correctional Services, A.P., Hyderabad, Letter No.SB3/1117/2008, dated 13-07-2011.

* * *

O R D E R:

The Remand Prisoner No.588, Chukka Bala Anthony S/o Ranganna who is A3 in Crime No.123/08 of Koilakuntla PS on the file of J.F.C.M., Koilakuntla was admitted along with Aradasi Balaswamy S/o Kambanna(A1) Aradasi Ravi S/o Balaswamy(A2) u/s 324 IPC, 307 IPC. One Aradasi Ravi S/o Balaswamy is also admitted in Cr.No.121/08 of Koilakuntla PS u/s 324 IPC on the file of Hon'ble Judicial First Class Magistrate, Koilakunta. All the above accused people are related to one another. The Judicial First Class Magistrate, Banaganapalle who was incharge of the Hon'ble Judicial First Class Magistrate, Koilakuntla remanded them to Sub-Jail, Koilakuntla with Police escort at about 8-00 PM on 06-10-2008.

2. At the time of admission, the accused Chukka Bala Anthony S/o Ranganna behaved abnormally and the same was brought to the notice of the Hon'ble Judicial First Class Magistrate, Banaganapalle who remanded him to Central Prison, Kadapa. The medical officer examined the prisoner and found no external injuries at the time of admission. When about 1.30 PM the prisoner became aggressive and agitated, as per the recommendations of the Jail Medical Officer, Dr.Sudheer Reddy, the prisoner was sent to Rajiv Gandhi Institute of Medical Science (RIMS), Kadapa with jail escort. The Out Patient Doctors examined and declared him brought dead.

3. The National Human Rights Commission in the letter first read above, has stated that the Post Mortem Report mentions seven ante-mortem injuries on the body of the deceased. No poison was found during the chemical analysis of the viscera. As per the Postem Mortem Report, the final cause of the death was due to fracture of skull bones associated with haemotoma of the brain due to blunt force. In the Magisterial Enquiry, the Magistrate concluded that the deceased Chukka Bala Anthony was suffering from withdrawal symptoms of alcohol even at the time of admission in Sub-Jail, Koilakuntla and later in Central Prison, Kadapa he behaved madly hitting his head against the walls of the prison cell. Thus, an apparent variation in the version of the prison officials at Sub-Jail, Koilakuntla, Central Prison, Kadapa and the Magisterial Enquiry Report about the behaviour of the deceased. The Magisterial Enquiry Report does not inspire confidence since it does not explain the injuries noticed in the Post Mortem Report. Hence, the Commission recommends to the Chief Secretary of

(cont...2)

the State to get the matter relating to the death of Chukka Bala Anthony in the custody of Central Prison, Kadapa, on 07-10-2008, enquired through State CID and to submit a report within three months i.e, by 27-07-2011.

4. The Director General and Inspector General of Prisons & Correctional Services, Andhra Pradesh, Hyderabad, in his letter 2nd read above, has submitted a report and requested the Government to investigate into the death of the prisoner, Chukka Bala Anthony by the State CID covering the points mentioned in his letter in the light of opinion of the Post Mortem Report.

5. The Government after careful examination of the matter and keeping in view of the directions of the National Human Rights Commission, hereby order for investigation by the State CID, Hyderabad, regarding the death of Sri Chukka Bala Anthony S/o Ranganna, on 07-10-2008, on the way from Central Prison, Kadapa to RIIMS Hospital, Kadapa, with a direction to take immediate necessary action, accordingly and submit a report in the matter, immediately so as to enable the Government to submit the requisite report to NHRC. Copies of the references read above are furnished herewith.

6. The Director General and Inspector General of Prisons & Correctional Services, Andhra Pradesh, Hyderabad, is requested to take necessary steps to furnish the details of the documents to the State CID, Andhra Pradesh, Hyderabad and also take necessary steps for ensuring speedy investigation, including appointing a Nodal Officer, to assist the State CID, Hyderabad as per the instructions issued in the U.O.Note No.1067/L&O-1/A1/2000-4, dated 30-10-2000 General Administration (Law & Order-1) Department.

7. This order issues with the concurrence of the Home (SC.B) Department vide their U.O.No. 181/SC.B/A1/2011-1, dated: 26-07-2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.P.ACHARYA.
PRINCIPAL SECRETARY TO GOVERNMENT

To

1. The Additional Director General of Police, CID, Hyderabad(w.e)
2. The Director General and Inspector General of Prisons
& Correctional Services, Andhra Pradesh, Hyderabad.

Copy to

The General Administration (HRC) Department.

The Home (SC.B) Department.

The Law (E) Department.

The Superintendent, Sub-Jail, Koilakuntla, Kadapa District.

The Superintendent, Central Prison, Kadapa District.

The Joint Registrar (Law), Faridkot House, Copernicus Marg,
National Human Rights Commission, New Delhi.

// FORWARDED :: BY ORDER //

SECTION OFFICER